



# THE DAILY NEWS.

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The Washington Republican and the Modocs.

The President's organ, the Washington Republican, makes the following comments on a recent editorial in the Raleigh News in reference to the execution of the Modocs:

The Raleigh (N. C.) News insists that the Modocs should have been tried by jury, because the "white banner" over this land, "trod by no hostile foot" in that length of time. The irresistible logic of this declaration was merely a continuation of the pleasantness which we have supposed came to an end eight years ago. But the News continues, saying that the execution of the savages under the sentence of a military tribunal will be murder, and argues that "they have had wrongs—deep, bitter, burning wrongs."

This is all very fine as a piece of indignant rhetoric, but is far from a thorough account of the spirit of the times. The idea that Captain Jack and his followers were entitled to the same concessions that were extended to Jeff Davis, when it was proposed to give him a trial by jury, is simply monstrous. It may be true that both parties were guilty of violations of the laws of war, and deserved the fate which attaches to such violations, but our people generally make a distinction between them in favor of the latter. We can only account for the sympathy of the News for the Modocs on the presumption that to follow feeling makes its vicious child; and that Captain Jack did his best to do what many of the Southern people tried to do eight years ago. After all, the News must have something to growl about, and perhaps it is better that it should vent its ignorant spleen on this subject than on matters of greater importance. If the Modocs had been pardoned it would have been fault just the same, merely because it would have been the act of a Republican Administration.

We have rarely seen in the same space a greater distortion of the real meaning and purpose of an article than is contained in the above extract. The first sentence above quoted is true. The Raleigh News does insist that the Modocs should have been tried by jury. It also insists that they ought not to be executed by the sentence of a military Commission.

But the next sentence is a figment of the Republican's fertile imagination. That paper says: "The irresistible logic of this declaration is that the late Modoc disturbance was merely a continuation of the unpleasantness, which we have supposed came to an end eight years ago."

This is what logicians would call a violent conclusion. Such a construction of our language is too strained and absurd to have any force or reason in it. Our meaning was simply this and nothing more—that as the white banner of peace had floated eight years over the land, and as our soil was trod by no hostile foot, it was time to repair to the landmarks of our Constitution, and to give to all persons the benefits, rights and privileges which that instrument guaranteed. In time of war, there is some excuse for Courts-martial and Military Commissions. In time of rebellion, insurrection or invasion, the Constitution provides that the writ of Habeas Corpus, and the great right of trial by jury may be suspended. But the country is not now in a state of war, and peace has prevailed for eight years; there is no necessity to deprive any one of the right of trial by jury. After the proclamation of peace, Military Commissions ought to have been dissolved. The country has been in peace eight years, and they are not yet dissolved. How could our declaration mean "that the Modoc disturbance was a continuation of the unpleasantness which the Republicanism which the Republic and every body else had supposed came to an end eight years ago?" The fact is "the irresistible logic" of our declaration in regard to "the white banner of peace" was just the reverse of the conclusion drawn by the Republican. Nay, our language itself excluded that conclusion. For we expressly declared that the war was at an end and had been for eight years, and therefore the Modoc disturbance could not be a continuation of the late unpleasantness.

Again, the Republican says: "But the News continues, saying that the execution of the savages under the sentence of a military tribunal will be murder, and argues that 'they have had wrongs—deep, bitter, burning wrongs.'"

To stir a fever in the blood of the South, or to make the Indians shiver, as we said. This is all very fine, as a piece of indignant rhetoric, but is far from a thorough account of the spirit of the times. Now, the News does insist that the Indians have been shamefully treated. It never justified the murder of Gen. CANBY in the treacherous attack upon the Peace Commissioners' meeting. But it does say that the Modocs have had wrongs which it is the duty of the Government to investigate. They have been maltreated, cheated and imposed upon in numerous ways by Government agents—to say nothing of the outrages committed by the white settlers. We wanted a jury to try the Modocs, and upon the trial we wanted to have a full ventilation of the raciality and crimes of the white

men who gounded on the Modocs to desperation, and revenge.

But the Republican alleges that the News is not in "thorough accord with the spirit of the times." We have the consolation of knowing that if we are not in a "thorough accord with the spirit of the times," we are in a thorough accord with the fundamental principles of the American Constitution—we are in accord with the spirit of *Habeas Corpus* and the right of trial by jury—we are in accord with enlightened philanthropy and magnanimity to a poor, degraded, inferior race of savages—we are in accord with the spirit of justice, law and mercy. Our Constitution was intended for times of quiet, and all its safeguards should be rigidly enforced when the country is not in a state of war. It never contemplated the suspension of *Habeas Corpus* or trial by jury except in times of turmoil and commotion.

The News did not intimate that Capt. Jack and his fellow-murderers were entitled to the same concessions as Jeff Davis, and nothing like it. The only reference we made to the war between the States was that above explained, that inasmuch as we now had universal peace throughout the United States, there was no excuse for the suspension of the great rights guaranteed to every citizen in the land. Our meaning had this extent, no more. In the midst of war, the voice of the civil law is sometimes silent. We made no reference to the treatment of Mr. DAVIS or any person who had espoused the cause of the South against the North.

The extent of the News' sympathy with the Modocs goes so far as to desire to see them treated by the Government in a fair, honorable and becoming manner. This great nation can afford to act with justice and magnanimity towards a handful of ignorant and barbarous Indians. Christian enlightenment and civilization demand that our Government should not deal harshly nor in a spirit of revenge and retaliation, with the captured Modocs. But we appeal in behalf of the laws and the Constitution, as well as humanity and mercy.

HON. WILLIAM ALLEN, the Democratic candidate for Governor of Ohio, says there is but one question before the American people, and "that question is, whether it be possible for the American people to purge the great principle of popular representation from the pollution which now contaminates it, and keep it free from contamination in the future."

We fear the people are too much demoralized to repudiate their corrupt representatives. *Vide* the endorsement of Colfax and Ames in public meetings.

Speaking of the wants of the South the Charlotte Observer says: "We want the church, the school, the farm, the rail, the foundry, well organized, and in full and active development."

Yes, and we want factories, especially cotton factories, to utilize the unutilized water-power of our rivers; and we want the Legislature when it meets in November, to give encouragement to manufactures by exempting for a number of years from taxation, all property and money used in their establishment.

Black spirits and white. The candidates in Mississippi are as follows: Ames, a white man and carpet-bagger, for Governor; Davis, a black man, for Lieutenant Governor, and Hill, a colored man, for Secretary of State. Shakespeare must have anticipated that the bottom rail would go on top, hence he mentioned the black spirits first.

"Mingle, mingle, mingle, You that mingle may." After this, we may expect in Mississippi toil and trouble.

To avoid proceedings unpleasant, we wish you would pay what is due: If you don't oblige us as respects, if you don't then we'll oblige you.

The above is the polite and obliging manner in which the Arkansas papers draw their subscribers for subscriptions "due and unpaid."

The Salem Press, being pressed for money, commands the above "forcible words" to its subscribers. We think there is more poetry than truth in the threat.

The Richmond Enquirer said the investigation of the Wayneset disaster would end, like that vessel did, in smoke. It seems that the authorities are determined to hold the officers of the ill-fated vessel to a rigid accountability for their criminal carelessness and violation of the law. An example is needed, and these culprits might as well suffer as anybody else.

The Norfolk Journal makes a sensible remark when it says that "the only hope of the States under negro rule is in immigration from abroad." As we do not anticipate an influx from Africa, it is not probable that the number of the blacks in the South will receive any augmentation from foreign immigration.

The Prince of Asturias is about to issue a proclamation—Charlotte Observer. Well, let the Prince go ahead and issue his proclamation. He has a right to.

We thank the Goldsboro Messenger, the Charlotte Observer and the Salem Press for complimentary notices of the Raleigh News.

VIRGINIA'S battle cry—KEMPER scriber.

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BO-HEMIAN no longer—BEAU HICKMAN.

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## VOTE ON THE CONSTITUTIONAL AMENDMENTS.

The following is the official vote on the Constitutional Amendments, which were submitted to the people for ratification or rejection, on the seventh day of August, 1873. For convenience, we have classified the amendments by numbers as follows: I, amendment in relation to the Public Debt; II, in relation to Superintendent of Public Works; III, State Census; IV, Exemption from Taxation; V, the University; VI, Sessions of the General Assembly; VII, Code Commission; VIII, Federal Office-holders.

COUNTIES	I. Pub. D.	II. S. P. W.	III. Census.	IV. Exemption	V. Univ.	VI. S. G. A.	VII. C. Com.	VIII. For. A.
For. Ag.	For. Ag.	For. Ag.	For. Ag.	For. Ag.	For. Ag.	For. Ag.	For. Ag.	For. Ag.
Alamance	879	321	508	521	508	514	521	508
Alexander	425	4	402	382	411	501	4	483
Alleghany	241	10	257	27	241	257	27	241
Ashe	596	126	508	521	508	514	521	508
Aston	896	136	807	137	822	124	818	127
Bertie	590	116	599	119	593	118	592	118
Bladen	590	116	599	119	593	118	592	118
Blount	768	201	711	728	731	702	728	702
Brunswick								
Buncombe	311	172	328	104	361	136	336	166
Burke	311	172	328	104	361	136	336	166
Cabarrus	311	172	328	104	361	136	336	166
Caldwell	311	172	328	104	361	136	336	166
Camden	311	172	328	104	361	136	336	166
Carteret	311	172	328	104	361	136	336	166
Caswell	311	172	328	104	361	136	336	166
Catawba	311	172	328	104	361	136	336	166
Chatham	311	172	328	104	361	136	336	166
Cherokee	311	172	328	104	361	136	336	166
Chowan	311	172	328	104	361	136	336	166
Cleveland	311	172	328	104	361	136	336	166
Columbia	311	172	328	104	361	136	336	166
Cumberland	311	172	328	104	361	136	336	166
Currituck	311	172	328	104	361	136	336	166
Davidson	311	172	328	104	361	136	336	166
DeWitt	311	172	328	104	361	136	336	166
Durham	311	172	328	104	361	136	336	166
Edgecombe	311	172	328	104	361	136	336	166
Edgefield	311	172	328	104	361	136	336	166
Fayette	311	172	328	104	361	136	336	166
Franklin	311	172	328	104	361	136	336	166
Gaston	311	172	328	104	361	136	336	166
Greene	311	172	328	104	361	136	336	166
Graham	311	172	328	104	361	136	336	166
Granville	311	172	328	104	361	136	336	166
Guilford	311	172	328	104	361	136	336	166
Hamilton	311	172	328	104	361	136	336	166
Hatteras	311	172	328	104	361	136	336	166
Haywood	311	172	328	104	361	136	336	166
Henderson	311	172	328	104	361	136	336	166
Hertford	311	172	328	104	361	136	336	166
Hoke	311	172	328	104	361	136	336	166
Johnston	311	172	328	104	361	136	336	166
Johnson	311	172	328	104	361	136	336	166
Lincoln	311	172	328	104	361	136	336	166
Madison	311	172	328	104	361	136	336	166
Martin	311	172	328	104	361	136	336	166
Mecklenburg	311	172	328	104	361	136	336	166
Monroe	311	172	328	104	361	136	336	166
Morgan	311	172	328	104	361	136	336	166
Murphy	311	172	328	104	361	136	336	166
Nash	311	172	328	104	361	136	336	166
Newbern	311	172	328	104	361	136	336	166
Northampton	311	172	328	104	361	136	336	166
Onslow	311	172	328	104	361	136	336	166
Orange	311	172	328	104	361	136	336	166
Pamlico	311	172	328	104	361	136	336	166
Perquimans	311	172	328	104	361	136	336	166
Pitt	311	172	328	104	361	136	336	166
Polk	311	172	328	104	361	136	336	166
Putnam	311	172	328	104	361	136	336	166
Ramoth	311	172	328	104	361	136	336	166
Randolph	311	172	328	104	361	136	336	166
Robeson	311	172	328	104	361	136	336	166
Rockingham	311	172	328	104	361	136	336	166
Sampson	311	172	328	104	361	136	336	166
Scotland	311	172	328	104	361	136	336	166
Suwanee	311	172	328	104	361	136	336	166
Tarboro	311	172	328	104	361	136	336	166
Transylvania	311	172	328	104	361	136	336	166
Union	311	172	328	104	361	136	336	166
Wake	311	172	328	104	361	136	336	166
Washington	311	172	328	104	361	136	336	166
Watauga	311	172	328	104	361	136	336	166
Wayne	311	172	328	104	361	136	336	166
Wilkes	311	172	328	104	361	136	336	166
Yadkin	311	172	328	104	361	136	336	166
Yancey	311	172	328	104	361	136	336	166



